

ORIGINAL



0000131644

BEFORE THE ARIZONA CORPORATION COMMISSION

RECEIVED

Arizona Corporation Commission

COMMISSIONERS

2011 NOV 10 A 9:44

DOCKETED

NOV 10 2011

GARY PIERCE, Chairman  
BOB STUMP  
SANDRA D. KENNEDY  
PAUL NEWMAN  
BRENDA BURNS

AZ CORP COMMISSION  
DOCKET CONTROL

DOCKETED BY

*[Signature]*

IN THE MATTER OF THE APPLICATION OF  
ARIZONA PUBLIC SERVICE COMPANY FOR A  
HEARING TO DETERMINE THE FAIR VALUE  
OF THE UTILITY PROPERTY OF THE  
COMPANY FOR RATEMAKING PURPOSES, TO  
FIX A JUST AND REASONABLE RATE OF  
RETURN THEREON, AND TO APPROVE RATE  
SCHEDULES DESIGNED TO DEVELOP SUCH  
RETURN.

DOCKET NO. E-01345A-11-0224

**PROCEDURAL ORDER**  
**GRANTING ADMISSION**  
**PRO HAC VICE AND**  
**INTERVENTION**

**BY THE COMMISSION:**

On June 1, 2011, Arizona Public Service Company ("APS" or "Company") filed with the Arizona Corporation Commission ("Commission") an application to determine the fair value of the utility property of the Company for ratemaking purposes, to fix a just and reasonable rate of return thereon, and to approve rate schedules designed to develop such return.

On October 20, 2011, pursuant to Arizona Supreme Court Rule 38(a), Timothy M. Hogan of the Arizona Center for Law in the Public Interest, filed a Motion to Associate Counsel Pro Hac Vice with Laura E. Sanchez, attorney for Natural Resources Defense Council in the above-captioned matter ("Motion"). The Motion lists Mr. Hogan as the designated member of the Arizona State Bar with whom communications may be made and upon whom papers should be served. Attached to the Motion is a copy of the Application for Appearance Pro Hac Vice filed with the State Bar of Arizona for Ms. Sanchez; a copy of her certificate of good standing from the jurisdiction in which she has been admitted to practice law; and a copy of the Notice of Receipt of Complete Application from the State Bar of Arizona.

In the discretion of the Commission, Laura E. Sanchez should be permitted to appear and participate in the above-captioned matter on behalf of the Natural Resources Defense Council in this matter.

On October 24, 2011, Interwest Energy Alliance ("Interwest") filed a Petition for Leave to Intervene.

To date, no objections have been filed and accordingly, Interwest should be granted intervention.

IT IS THEREFORE ORDERED that Laura E. Sanchez shall be admitted *pro hac vice* in the above-captioned matter.

IT IS FURTHER ORDERED that the address for service of papers and other communications for Ms. Sanchez shall be:

Laura E. Sanchez  
NATURAL RESOURCES DEFENSE COUNCIL  
P.O. Box 287  
Albuquerque, NM 87103

IT IS FURTHER ORDERED that the address for service of papers and other communications for the Arizona-licensed attorney shall be:

Timothy H. Hogan  
ARIZONA CENTER FOR LAW  
IN THE PUBLIC INTEREST  
202 E. McDowell Rd, Suite153  
Phoenix, AZ 85004

IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the Rules of the Arizona Supreme Court). Representation before the Commission includes the obligation to appear at all hearings and procedural conferences, as well as all Open Meetings for which the matter is scheduled for discussion, unless counsel has previously been granted permission to withdraw by the Administrative Law Judge.

IT IS FURTHER ORDERED that Interwest is hereby granted intervention.

...

...

...

...

IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

DATED this 10<sup>th</sup> day of November, 2011.

  
LYN FARMER  
CHIEF ADMINISTRATIVE LAW JUDGE

Copies of the following mailed/delivered this 10<sup>th</sup> day of November, 2011 to:

Meghan H. Grabel  
Thomas L. Mumaw  
PINNACLE WEST CAPITAL CORPORATION  
P.O. Box 53999, MS 8695  
Phoenix, AZ 85072-3999

C. Webb Crockett  
Patrick J. Black  
FENNEMORE CRAIG  
3003 North Central Ave., Suite 2600  
Phoenix, AZ 85012-2913  
Attorneys for Freeport-McMoRan and AECC

Daniel Pozefsky, Chief Counsel  
RESIDENTIAL UTILITY CONSUMER  
OFFICE  
1110 West Washington Street, Suite 220  
Phoenix, AZ 85007-2958

Michael A. Curtis  
William P. Sullivan  
CURTIS, GOODWIN, SULLIVAN UDALL &  
SCHWAB, P.L.C  
501 East Thomas Road  
Phoenix, AZ 85012-3205  
Attorneys for the Town of Wickenburg and  
Town of Gilbert

Barbara Wyllie-Pecora  
14410 West Gunsight Drive  
Sun City West, AZ 85375

Timothy M. Hogan  
ARIZONA CENTER FOR LAW IN  
THE PUBLIC INTEREST  
202 East McDowell Road, Suite 153  
Phoenix, AZ 85004  
Attorney for Western Resource Advocates,  
Southwest Energy Efficiency Project, ASBA/AASBO  
and Natural Resources Defense Council

David Berry  
WESTERN RESOURCE ADVOCATES  
P.O. Box 1064  
Scottsdale, AZ 85252-1064

Kurt J. Boehm  
BOEHM, KURTZ & LOWRY  
36 East 7<sup>th</sup> Street, Suite 1510  
Cincinnati, OH 45202  
Attorneys for Kroger Co.

Jeffrey W. Crockett  
BROWNSTEIN, HYATT, FARBER SCHRECK, LLP  
1 E. Washington St., Suite 2400  
Phoenix, AZ 85004  
Attorney for Arizona Association of Realtors

John William Moore, Jr.  
7321 North 16<sup>th</sup> Street  
Phoenix, AZ 85020

Cynthia Zwick  
1940 East Luke Avenue  
Phoenix, AZ 85016

Michael W. Patten  
ROSHKA DEWULF & PATTEN PLC  
One Arizona Center  
400 East Van Buren Street, Suite 800  
Phoenix, AZ 85004  
Attorney for TEP

Bradley Carroll  
TUCSON ELECTRIC POWER CO.  
One South Church Avenue, Suite UE 201  
Tucson, AZ 85701

Michael M. Grant  
GALLAGHER & KENNEDY  
2575 East Camelback Road  
Phoenix, AZ 85016-9225  
Attorneys for AIC

Gary Yaquinto  
ARIZONA INVESTMENT COUNCIL  
2100 North Central Avenue, Suite 210  
Phoenix, AZ 85004

Karen S. White  
Air Force Utility Law Field Support Center  
AFLOA/JACL-ULFSC  
139 Barnes Drive  
Tyndall AFB, FL 32403  
Attorney for FEA

Greg Patterson  
MUNGER CHADWICK  
2398 East Camelback Road, Suite 240  
Phoenix, AZ 85016  
Attorney for ACPA

Nicholas J. Enoch  
LUBIN & ENOCH, P.C.  
349 N. 4<sup>th</sup> Avenue  
Phoenix, AZ 85003  
Attorney for IBEW Locals 387, 640 and 769

Lawrence V. Robertson, Jr.  
ATTORNEY AT LAW  
P.O. Box 1448  
Tubac, AZ 85646  
Attorney for SWPG/Bowie and  
Noble/Constellation/Direct/Shell

Laura E. Sanchez  
NRDC  
P.O. Box 287  
Albuquerque, NM 87103

Jay Moyes  
Steve Wene  
MOYES SELLERS & HENDRICKS, LTD  
1850 N. Central Ave., Suite 1100  
Phoenix, AZ 85012-2913  
Attorney for AzAg

Jeffrey J. Woner  
K.R. SALINE & ASSOC., PLC  
160 N. Pasadena, Suite 101  
Mesa, AZ 85201

Scott S. Wakefield  
RIDENOUR, HIENTON & LEWIS, P.L.L.C.  
201 N. Central Ave., Suite 3300  
Phoenix, AZ 85004-1052  
Attorney for Wal-Mart

Steve W. Chriss  
WAL-MART STORES, INC.  
2011 S.E. 10<sup>th</sup> Street  
Bentonville, AR 72716-0500

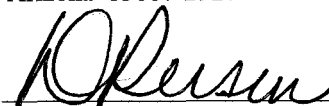
Craig A. Marks  
CRAIG A. MARKS, PLC  
10645 N. Tatum Blvd., Suite 200-676  
Phoenix, AZ 85028  
Attorney for AARP

Mel Beard  
4108 W. Calle Lejos  
Glendale, AZ 85310

Janice Alward, Chief Counsel  
Legal Division  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007-2927

Steven M. Olea, Director  
Utilities Division  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007-2927

By:

  
Debbi Person  
Assistant to Lyn Farmer